

IN THE UNITED STATES DISTRICT COURT

**FILED**

FOR THE DISTRICT OF MONTANA

MAY 15 2012

BILLINGS DIVISION

PATRICK E. DUFFY CLERK  
BY \_\_\_\_\_  
Deputy Clerk

UNITED STATES OF AMERICA,

Plaintiff,

CR 11-134-BLG-RFC-2

vs.

JODI ADKINS BIRDINGROUND,

Defendant.

FINDINGS AND  
RECOMMENDATIONS  
CONCERNING PLEA

The Defendant, by consent, has appeared before me under Fed. R. Crim. P. 11 and has entered a plea of guilty to Count III of the Indictment.

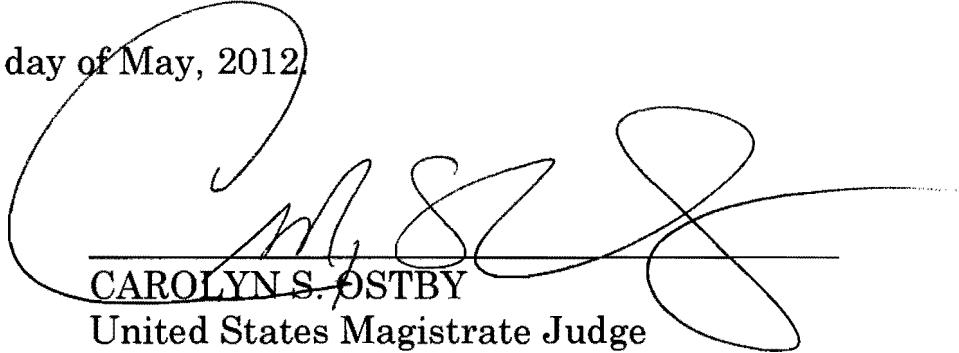
After examining the Defendant under oath, the Court determined that the guilty plea was knowingly, intelligently, and voluntarily entered; that the Defendant fully understands her constitutional rights and the extent to which such rights are waived; and that the offense charged and to which a guilty plea was entered contained each of the essential elements of the offense.

The Court further concludes that the Defendant had adequate

time to review the Plea Agreement with counsel, that she fully understands each and every provision of the agreement and that all of the statements in the Plea Agreement are true. I recommend that the Defendant be adjudged guilty and that sentence be imposed. A presentence report has been ordered. Should the Court accept this recommendation, sentencing shall be set by Chief Judge Cebull.

Objections to these Findings and Recommendation are waived unless filed and served within fourteen (14) days. 28 U.S.C. § 636(b)(1)(B); Fed. R. Crim. P 59(b)(2).

DATED this 15<sup>th</sup> day of May, 2012.



CAROLYN S. OSTBY  
United States Magistrate Judge